

**ERIE COUNTY LEGISLATURE
MEETING NO. 20
OCTOBER 20, 2016**

The Legislature was called to order by Chair Mills.

All members present.

An Invocation was held, led by Mr. Lorigo, who requested a moment of silence.

The Pledge of Allegiance was led by Ms. Miller-Williams.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. LORIGO moved for the approval of the minutes for Meeting Number 19 from 2016. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No public hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MS. DIXON presented a resolution Honoring Morgan Scheible and Team Elderwood Assisted Living at Hamburg as the Erie County Legislature's Citizens of the Month for October 2016.

Item 6 – MS. DIXON presented a resolution Honoring Access WNY on Their 10th Anniversary.

Item 7 – MR. LORIGO presented a resolution Honoring The East Aurora Aktion Club on its 15th Anniversary Serving the Community.

Item 8 – MS. MILLER-WILLIAMS presented a resolution Celebrating Hispanic Women's League's, La Liga de Mujeres Hispanas, 37th Annual Awards Dinner and the Organizations Contributions to the Hispanic Community of Erie County.

Item 9 – MR. MORTON presented a resolution Congratulating The Alden Village Market on Receiving the Alden Chamber of Commerce's 2016 Business of the Year Award.

Item 10 – MR. RATH & MR. LOUGHRAN presented a resolution Congratulating Great Lakes Medical Imaging Upon Receiving The Amherst Chamber of Commerce Celebrating Business Excellence Event's Business of the Year Award.

Item 11 – MR. RATH & MR. LOUGHRAN presented a resolution Congratulating Russell Salvatore Upon Receiving The Amherst Chamber of Commerce Celebrating Business Excellence Event’s Frank Ciminelli Lifetime Achievement Award.

Item 12 – MR. RATH & MR. LOUGHRAN presented a resolution Congratulating Bak USA Upon Receiving The Amherst Chamber of Commerce Celebrating Business Excellence Event’s Social Entrepreneurship Award.

Item 13 – MR. RATH & MR. LOUGHRAN presented a resolution Congratulating Lt. Governor Kathy Hochul Upon Receiving The Amherst Chamber of Commerce Celebrating Business Excellence Event’s Woman of Distinction Award.

Item 14 – MR. RATH & MR. LOUGHRAN presented a resolution Congratulating Jody Lomeo for Kaleida Upon Receiving The Amherst Chamber of Commerce Celebrating Business Excellence Event’s Commitment to Excellence Award.

Item 15 – MR. RATH & MR. LOUGHRAN presented a resolution Congratulating Bailey Green Project, an Initiative of Harmac Medical Products, Upon Receiving The Amherst Chamber of Commerce Celebrating Business Excellence Event’s Revitalization Award.

Item 16 – MR. RATH & MR. LOUGHRAN presented a resolution Congratulating The Buffalo Zoo Upon Receiving The Amherst Chamber of Commerce Celebrating Business Excellence Event’s Regional Asset Award.

Item 17 – MR. RATH & MR. LOUGHRAN presented a resolution Congratulating General Mills Upon Receiving The Amherst Chamber of Commerce Celebrating Business Excellence Event’s Chairman’s Award.

Item 18 – MR. RATH presented a resolution Congratulating the Clarence Fire Company on its 100th Anniversary and All of the Members for Their Dedicated Service to the Citizens of Clarence.

MR. LORIGO moved for consideration of the above thirteen items. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above thirteen items to add one miscellaneous resolution for MS. MILLER-WILLIAMS, and to include Et Al sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved for approval of the above fourteen items as amended. MR. RATH seconded.

CARRIED UNANIMOUSLY.

Item 19 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2016 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 20 – CHAIR MILLS directed that Local Law No. 4 (Print #2) 2016 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 21 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 22 – CHAIR MILLS directed that Local Law No. 6 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 23 – CHAIR MILLS directed that Local Law No. 7 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 24 – CHAIR MILLS directed that Local Law No. 8 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 25 – CHAIR MILLS directed that Local Law No. 10 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 26 – CHAIR MILLS directed that Local Law No. 13 (Print #1) 2016 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 27 – CHAIR MILLS directed that Local Law No. 14 (Print #1) 2016 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 28 – CHAIR MILLS directed that Local Law No. 15 (Print #1) 2016 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 29 – CHAIR MILLS directed that Local Law No. 16 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 30 – CHAIR MILLS directed that Local Law No. 17 (Print #1) 2016 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 31 – MS. DIXON presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 244

October 13, 2016	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 15
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 19E-19 (2016)
COUNTY EXECUTIVE

WHEREAS, Accurint is the most widely accepted locate-and-research tool available to government. This tool will be used by the Erie County Department of Health (ECDOH) Expanded Partner Services (ExPS) staff to assist in locating out of care HIV-positive individuals and their partners; and

WHEREAS, the goal of finding these individuals is to engage them in the health care system in order for them to receive needed care and to decrease the spread of HIV; and

WHEREAS, the fund necessary to cover the costs of this contract have been appropriated in the 2016 Adopted Budget; and

WHEREAS, the purpose of this resolution is to authorize the County Executive to enter into a contract for Accurint by LexisNexis Risk Solutions beginning October 1, 2016.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into contract and amendments to that contract with Accurint by LexisNexis Risk Solutions; and be it further

RESOLVED, that funds necessary to cover the costs of this contract are available through the Expanded Partner Service Grant (127EXPS1617), Fund Center 281, Account# 516020 Professional Services Contracts and Fees; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law and to Dr. Gale R. Burstein, Commissioner in the Erie County Health Department, 9th Floor, Rath Building.

(6-0)

2. **COMM. 19E-20 (2016)**
COUNTY EXECUTIVE

WHEREAS, the Department of Senior Services continually reviews potential locations to expand the Stay Fit Dining program throughout Erie County; and

WHEREAS, there is a need to provide healthy dining opportunities for elderly residents of Erie County, especially in rural areas; and

WHEREAS, the Town of Marilla, desires to operate a dining site as part of the Department's Stay Fit Dining program to serve needful seniors in their community; and

WHEREAS, the Department of Senior Services recommends that a new Congregate Dining site, the Town of Marilla located at 1740 Two Rod Road, Marilla, New York 14102, be added to the Stay Fit Dining Program to serve needful seniors; and

WHEREAS, the Department of Senior Services desires to contract with the sponsor, the Town of Marilla, to begin serving meals after the effective date of this resolution through December 31, 2016; and

WHEREAS, the departmental 2017 Budget request will include authorization and funding for this new dining site in calendar year 2017: and

WHEREAS, the Department's 163III-C12016 grant has sufficient funds available to cover the clean-up and meal costs of the new dining site.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and hereby is authorized to contract with The Town of Marilla to operate a Congregate Dining site at 1740 Two Rod Road, Marilla, New York 14102 for the period after the effective date of this resolution through December 31, 2016; and be it further

RESOLVED, that clean-up costs of the new dining site be paid from the available aggregate appropriations Professional Services Contracts/Fees account #516020 and meal costs from available funds in provider MOW's account #517697 all within the 163III-C-12016 grant; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office, the Department of Law and Department of Senior Services.

(6-0)

3. COMM. 19E-21 (2016)

COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature hereby confirms the appointment, upon the recommendation of the County Executive, of the following individuals to serve on the Erie County Council on the Disabled Advisory Board:

Andrew Marcum
282 Jersey St, Apt 5
Buffalo, NY 14201

Kimberly Bandura
295 Main St, Room 543
Buffalo, NY 14205

Julie Armitage
2715 Eggert Rd
Tonawanda, NY 14150

(6-0)

LYNNE M. DIXON
CHAIR

Item 32 – MR. LORIGO presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 245

October 13, 2016	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 15
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ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:

a. COMM. 8M-8 (2016)

ASSOCIATED BUILDERS AND CONTRACTORS INC.: "Letter Regarding Apprenticeship Programs"
(Chair's Motion)

b. INTRO. 12-4 (2016)

MILLER-WILLIAMS & LORIGO: "Status of Unclaimed Surplus Funds Resulting from Foreclosure Sales"
(Chair's Motion)

c. INTRO. 12-5 (2016)

MILLER-WILLIAMS & LORIGO: “Support for Direct Deposit Payments to Child Care Providers in Erie County”
(Chair’s Motion)

d. COMM. 19E-16 (2016)

COMPTROLLER: “2015 External Auditor's Management Letter”
(Chair’s Motion)

e. COMM. 19E-17 (2016)

COMPTROLLER: “2015 Federal Financial Assistance Audit Report”
(Chair’s Motion)

f. COMM. 19E-18 (2016)

COMPTROLLER: “2015 NYSDOT Single Audit Report”
(Chair’s Motion)

2. COMM. 19E-12 (2016)

COUNTY EXECUTIVE

WHEREAS, during a review of operations, the Department of Public Works determined that a position of automotive mechanic (JG 7) in the Division of Highways would be best positioned for optimum operations by being transferred from that division to the Fleet Services Division, to provide fleet maintenance countywide.

NOW, THEREFORE, BE IT

RESOLVED, that Erie County Legislature authorizes the deletion of one (1) position of Automotive Mechanic-(JG 7) position number 51013036 within the Division of Highways (B100 #8824); and be it further

RESOLVED, that Erie County Legislature authorizes the creation, within the Division of Fleet Services of one (1) Automotive Mechanic (JG 7) (B100 #8825); and be it further

RESOLVED, that the Division of Budget and Management is authorized to make the necessary budgetary adjustments to full time salaries and fringe benefits or any other accounts in SAP to facilitate this request; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Department of Personnel, the Division of Budget and Management, and the Department of Public Works.

(6-0)

JOSEPH C. LORIGO
CHAIR

Item 33 – MR. MORTON presented the following report and moved for immediate consideration and approval. MR. HARDWICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 246

October 13, 2016	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 16
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 19E-8 (2016)
COUNTY EXECUTIVE

WHEREAS, Article 5-A, Sections 270 and 271 of County Law requires your Honorable Body to hold a Public Hearing on the Sewer District Assessment Rolls for Erie County Sewer District Nos. 1, 2, 3, 4, 5, 6 and 8; and

WHEREAS, notice of said Public Hearing shall be published at least once in the official County newspapers prior to holding the Public Hearing.

NOW, THEREFORE, BE IT

RESOLVED, that the Sewer District assessment rolls be open for public inspection after October 1, 2016 in the offices of the Division of Sewerage Management, 95 Franklin Street, Buffalo, New York 14202; and be it further

RESOLVED, that a Public Hearing be held in the Chambers of the Erie County Legislature, 92 Franklin Street, 4th Floor, Buffalo, NY, at 2:30 p.m., local time, on November 9, 2016 for the purpose of meeting to hear and consider any objections which may be made to the 2016 Sewer District Assessment Rolls (2017 Levy) for Erie County Sewer District Nos. 1, 2, 3, 4, 5, 6 and 8; and be it further

RESOLVED, that the Clerk of the Legislature be directed to have published in the official County Newspapers, and the Buffalo News, a Notice of Public Hearing no later than the week of October 24, 2016; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one certified copy each of this resolution to the County Executive, the County Comptroller, Kristen Walder, Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E., Department of Environment and Planning, Rath Building, 10th Floor.
(6-0)

2. COMM. 19E-9 (2016)
COUNTY EXECUTIVE

WHEREAS, pursuant to Legislative Comm. 5E-15 (2015) Contract No. 86 was awarded to DJM Contracting, Inc. for installation of a low pressure grinder pump system to service existing homes located at 7815-7939 Lakeshore Road in Erie County Sewer District No. 2; and

WHEREAS, the Erie County Division of Sewerage Management has advised that all scheduled improvements are now completed; and

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No. 86, in the final contract amount of \$212,538.05.

NOW, THEREFORE BE IT

RESOLVED, that Contract No. 86 between the County of Erie and DJM Contracting, Inc. (1128 Jamison Road, Elma, NY 14059) is accepted in the final contract amount of \$212,538.05 which includes Change Order No. 1 (final), a decrease of \$18,009.95, and is allocated in Erie County Sewer District No. 2 Bond Account C.00011; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract 86 to DJM Contracting, Inc. for a total contract amount of \$212,538.05; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each to the County Executive, the Erie County Comptroller, the Director of Budget and Management, and Kristen Walder, Assistant County Attorney; and two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.
(6-0)

3. COMM. 19E-10 (2016)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Environment and Planning (DEP) provides support to the Northwest and the Northeast-Southtowns Solid Waste Management Boards for solid waste and recycling planning; and

WHEREAS, DEP is committed to coordinate, oversee, and support the development of local solid waste management plans for all Erie County planning units; and

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) provides grant assistance to municipalities to implement projects to reduce solid waste in New York; and

WHEREAS, DEP provides technical assistance to municipalities, businesses and residents to help address their waste management needs; and

WHEREAS, the NYSDEC awarded Erie County a recycling grant of \$268,521.37 to complete a three-year Municipal Waste Reduction and Recycling Coordination Program; and

WHEREAS, Erie County's two solid waste management boards have signed separate Memorandums of Understanding (MOU) for the DEP to provide the necessary administrative, logistical and technical assistance and services to comply with approved Solid Waste Management Plans; and

WHEREAS, the MOU's with each Solid Waste Management Board were executed by Erie County and provide \$20,250.00 annually in local source funding from the two Solid Waste Management Boards; and

WHEREAS, the addition of this solid waste recycling initiative necessitates the execution of a grant contract with the NYSDEC, the adoption of a grant budget and the creation of an Environmental Compliance Specialist (JG-09) position within the DEP.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to execute the necessary agreements to accept a grant of \$268,521.37 from the New York State Department of Environmental Conservation for the purpose of establishing a three-year Municipal Waste Reduction and Recycling Coordination Program; and be it further

RESOLVED, that the grant budget and project period for the NYSDEC Waste Reduction and Recycling Coordination Program is hereby created in the Department of Environment and Planning, Business Area 162, Fund 281, as follows:

New York State Department of Environmental Conservation Waste Reduction and Recycling
Coordination Grant (Grant Period: 10/1/2016 – 9/30/2019)
SAP Grant Account #162WRRCG1619

REVENUE:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
402499	Other Local Source Revenue	(\$60,750.00)
409000	State Aid Revenue	(\$268,521.37)
479000	County Share Contribution	(\$20,100)
TOTAL REVENUE		(\$349,371.37)

APPROPRIATIONS:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
500000	Regular Full Time Wages	\$158,974.03
502000	Fringe Benefits	\$130,272.34
505000	Office Supplies	\$525.00
510100	Out of Area Travel	\$3,500.00
510200	Training	\$3,600.00
516020	Professional Services	\$46,500.00
530000	Other (Promotional)	\$6,000.00
TOTAL APPROPRIATIONS:		\$349,371.37

and be it further

RESOLVED, that the following position, for which sufficient NYSDEC grant funding for personal services and fringe benefits exists, will be created in the above grant:

Environmental Compliance Specialist (JG-09)
B-100 No. 000 000 8803
Budgeted Annual Salary: \$50,363.00

and be it further

RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to implement any budget adjustments as required to comply with State and local funding requirements; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the County Attorney; the County Comptroller; Thomas R. Hersey, Jr., Commissioner of Environment and Planning; Bonnie Lawrence, Deputy Commissioner of Environment and Planning; Paul Kranz, P.E., Associate Engineer; and three (3) copies to Andrew Goldstein, Environmental Compliance Services, 10th Floor, Edward A. Rath County Office Building.

(5-1) Legislator Lorigo voted in the negative.

TED B. MORTON
CHAIR

Item 34 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 247

October 13, 2016	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 16
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ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 18E-12 (2016)
RATH: “Letter to County Executive Regarding Goodrich Road and PAVE NY Funds”
(6-0)
 - b. COMM. 18M-9 (2016)
COUNCILMAN, TOWN OF CONCORD: “Petition Regarding Road Conditions of Sprinville-Boston Rd, Town of Concord”
(6-0)
 - c. COMM. 19D-5 (2016)
COMMISSIONER, DEPARTMENT OF PUBLIC WORKS: “Notices of Disrepair - Prior Written Notice Law”
(6-0)
2. COMM. 19E-6 (2016)
COUNTY EXECUTIVE

WHEREAS, the County of Erie desires to close out the construction phase of Tonawanda Rails to Trails 5756.84 Project, “the Project”; and

WHEREAS, work was added to the project to meet field conditions, improve operation and maintenance of the trail, address municipal concerns, comply with updated specifications and direction from NYSDOT, and enhance safety; and

WHEREAS, execution of a supplemental agreement with NYSDOT for the work referenced herein is pending approval of the authorizing resolution; and

WHEREAS, the referenced supplemental agreement increases the funding for the construction phase of the project from \$2,682,000 to \$3,082,000, an increase of \$400,000; and

WHEREAS, it is desired to negotiate and execute a final change order for the construction of the Project for Northeast Diversification Inc., the contractor; and

WHEREAS, it is desired to negotiate and execute a final change order with project engineers, C&S Companies for construction phase services for the Project; and

WHEREAS, it is desired to negotiate and execute the noted change orders within the funding provided by NYSDOT’s supplemental agreement.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the above subject Project; and be it further

RESOLVED, that the County Executive, pending approval and execution of the supplemental agreement with NYSDOT, be authorized to execute change orders for the Project as negotiated by the Commissioner of Public Works with the contractor, Northeast Diversification and the engineer, C&S Companies in an aggregate amount not to exceed \$400,000 which upon approval of the authorizing resolution and execution of the supplemental agreement will be appropriated from Fund 420, BA123, SAP B.16008, 2016 Federal Aid Projects Construction; and be it further

RESOLVED, that three (3) certified copies of this resolution be forwarded to the Department of Public Works, one copy each to the Office of the County Executive, Division of Budget and Management, Office of the County Attorney, and the Office of the Comptroller.
(6-0)

EDWARD A. RATH, III
CHAIR

Item 35 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 248

October 13, 2016	PUBLIC SAFETY COMMITTEE REPORT NO. 14
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:
 - a. COMM. 19E-24 (2016)
RATH & DIXON: "Letter to County Executive Regarding Request for Appointment of a Commissioner of the Department of Central Police Services"
(6-0)

2. COMM. 19E-22 (2016)
COUNTY EXECUTIVE
WHEREAS, it is the desire of the Department of Emergency Services to retain an Interoperable Communications Consultant; and

WHEREAS, the firm Televate, LLC, has been identified as the company who can provide this service; and

WHEREAS, the Department of Emergency Services issued a Request for Proposals on June 17, 2016 to hire an Interoperable Communications Consultant; and

WHEREAS, two (2) proposals were submitted by various Interoperable Communications consulting firms on July 6, 2016; and

WHEREAS, the firm of Televate, LLC. was deemed to have submitted the best overall proposal by the selection committee.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with Televate, LLC, 8229 Boone Blvd. Suite 720, Vienna, VA 22182 to provide Interoperable Communications consulting services at a cost not to exceed \$141,986 as detailed in their response to a request for proposals; and be it further

RESOLVED, that the funding for this contract is hereby authorized in Grant HS167SICG1617, Funds Center 16700, Fund 281, Account 516020; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office, the Division of Budget and Management, the Department of Emergency Services c/o Melissa Calhoun, the County Comptroller, and the County Attorney.
(6-0)

3. COMM. 19E-23 (2016)
COUNTY EXECUTIVE

WHEREAS, the Department of Probation is responsible for providing community supervision services for those sentenced to probation in our community; and

WHEREAS, some probationers who are convicted of DWI offenses have as a condition of probation, a directive to refrain from alcohol consumption; and

WHEREAS, the Department of Probation requires a mechanism to monitor probationer alcohol consumption in an efficient and cost effective manner; and

WHEREAS, the Rocky Mountain Offender Management Systems, LLC (RMOMS) has prepared a Memorandum of Understanding for an offender funded service model for a full service electronic alcohol monitoring program that will be of no cost to the county.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to enter into a Memorandum of Understanding and execute amendments if needed to this Memorandum of Understanding with Rocky Mountain Offender Management Systems, LLC (RMOMS) 147 Prince Street Brooklyn NY, 11201 to provide electronic alcohol monitoring services to probationers at no cost to the county; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the Division of Budget & Management, the Office of the Comptroller, the County Attorney, and the Probation Department c/o Christina Schrader Room 112, 1 Niagara Plaza.
(6-0)

4. COMM. 19E-26 (2016)
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature hereby confirms the appointment, upon the recommendation of the County Executive, of James A. Jancewicz, 3474 Heatherwood Dr, Hamburg, NY 14075, to serve as Commissioner of the Department of Central Police Services, for a term beginning November 7, 2016.
(6-0)

EDWARD A. RATH, III
CHAIR

LEGISLATOR RESOLUTIONS

Item 36 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 249

RE: Support for Conversion of Toll Plazas
Into Electronic Tolls
(INTRO. 20-1)

**A RESOLUTION TO BE SUBMITTED BY LEGISLATORS
MILLS, LORIGO, DIXON, RATH, HARDWICK & MORTON**

WHEREAS, cities and states across our country, including the New York Metropolitan Transportation Authority and the Massachusetts Turnpike, which is the stretch of the I-90 running through the Massachusetts Department of Transportation, are converting what is left of their toll roads from the traditional tolling plazas to all electronic tolls; and

WHEREAS, the current toll plazas slow traffic as the toll operators collect money from travelers utilizing the New York State thruway system, leading to localized pollution issues, and an increase in costs due to transportation delays and staffing issues; and

WHEREAS, electronic tolls would increase traffic flow by diminishing bottlenecks at the toll collection plazas; and

WHEREAS, the State would still be able to collect tolling funding through EZ-Pass tags to further reduce the hassle associated with tolling plazas; and

WHEREAS, the New York State Thruway Authority needs to follow the trend towards technological efficiency and remove the antiquated tolling plazas.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body goes on record supporting the effort to convert standing toll plazas into electronic tolls to increase traffic flows, as well as abating pollution and wasteful government spending; and, be it further

RESOLVED, that certified copies of this resolution be sent to the Western New York delegations to the New York State Senate and Assembly, Governor Andrew Cuomo's office, the office of the Director of the New York State Department of Transportation, and any party deemed necessary and proper.

Item 37 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 250

**RE: Appointment to the EC Agricultural and
Farmland Protection Board
(INTRO. 20-2)**

**A RESOLUTION TO BE
SUBMITTED BY CHAIR MILLS**

WHEREAS, in accordance with New York State Agriculture and Markets Law, Article 25-AA, Section 301(1)(a), members of the Erie County Agricultural and Farmland Protection Board are to be appointed by the Chairperson of the County Legislative Body; and

WHEREAS, among the membership of the Agricultural and Farmland Protection Board, there shall be four (4) active farmers appointed to membership of this Board; and

WHEREAS, Earl Gingrich, Jr. is currently serving on the Agricultural and Farmland Protection Board and wishes to be reappointed; and

WHEREAS, action is necessary to ensure Erie County Legislature representation on this important advisory body.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body hereby reappoints, in his capacity as a farmer, Earl Gingrich, Jr. of 3861 Four Rod Road, East Aurora, NY 14052, to the Erie County Agricultural and Farmland Protection Board; and be it further

RESOLVED, that certified copies of this resolution be sent to Earl Gingrich, Jr., at the above listed address, the County Executive, the Commissioner of NYS Department of Agriculture, the Commissioner of the Department of Environment and Planning, and the Chair of the Erie County Agricultural and Farmland Protection Board.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 38 – MR. LORIGO moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 19E-25. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 251

RE: Division of Purchase - Cooperative
Purchasing Authorization
(COMM. 19E-25, 2016)

WHEREAS, since 1953, political subdivisions in New York State, including Erie County, have used New York State Office of General Services (NYS OGS) contracts to purchase materials, equipment, supplies and services; and

WHEREAS, since the NYS OGS contract was established through a competitive bidding process, it met the competitive bidding requirements of General Municipal Law; and

WHEREAS, changes to NYS General Municipal Law authorize political subdivisions, including Erie County, to make purchases through the use of contracts let by certain other governmental entities either to the lowest responsible bidder or on the basis of “Best Value”, in a manner consistent with General Municipal Law 103, in addition to the NYS OGS contract; and

WHEREAS, on January 23, 2014, the Legislature approved Comm. 23E-19, authorizing the County to engage in cooperative purchasing relationships and attempt to reduce costs;

WHEREAS, the Division of Purchase has investigated the opportunities and has determined that it would be advantageous for Erie County to utilize additional cooperative agreement contracts when purchasing materials, equipment, supplies and services; and

WHEREAS, the Division of Purchase has identified an additional two cooperative purchasing agencies, the National Association of State Procurement Officials (NASPO) and the National Purchasing Partners (NPP), that are recommended for approval to allow the County to utilize these entities for cooperative procurement.

NOW, THEREFORE, BE IT

RESOLVED, the Division of Purchase is hereby authorized to utilize two cooperative purchasing agencies, the National Association of State Procurement Officials (NASPO) and the National Purchasing Partners (NPP) for County procurement; and be it further

RESOLVED, that the provisions of Section 19.08 of the Erie County Administrative Code are hereby waived as it relates to the services procured by the Division of Purchase through contracts chosen from the two additional cooperative procurement agencies, the National Association of State Procurement Officials (NASPO) and the National Purchasing Partners (NPP); and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Director of Information and Support Services, Director of Purchase and the Department of Law.

MR. LORIGO moved to approve the item. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

Item 39 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 20-3 from LEGISLATORS MILLS, LORIGO, LOUGHRAN, DIXON, HARDWICK, MORTON, RATH, BURKE, GRANT, MILLER-WILLIAMS & SAVAGE. Re: Re-Designation of Visit Buffalo Niagara as Erie County's Tourism Promotion Agency

RESOLUTION NO. 252

A RESOLUTION TO BE SUBMITTED BY LEGISLATORS
MILLS, LORIGO, LOUGHRAN, DIXON, HARDWICK, MORTON,
RATH, BURKE, GRANT, MILLER-WILLIAMS & SAVAGE

WHEREAS, the development, expansion and promotion of tourist travel to Erie County are of great benefit to the citizens of Erie County; and

WHEREAS, tourism spending in Erie County is reflected in bed and sales tax collections, as well as spurring a positive economic impact on amateur and professional sporting events, shopping, arts and culture and the hospitality industry; and

WHEREAS, this positive impact helps hold down property taxes and spurs economic growth and job creation; and

WHEREAS, in 1977, the New York State Legislature enacted the New York State Tourism Promotion Act to enable counties in the state to draw down funds to support their marketing and advertising campaigns; and

WHEREAS, the Tourism Promotion Act authorizes the state's Department of Economic Development to operate a program of matching state funds for non-profit tourism promotion agencies designated by county legislative bodies as agencies that are authorized to apply for and receive grants for recognized media advertising programs; and

WHEREAS, Visit Buffalo Niagara (VBN) – formerly known as the Buffalo Niagara Convention and Visitors Bureau – has done a commendable job bringing together a diverse array of non-profit organizations, attractions, retail businesses and members of the hospitality industry to work collaboratively for the benefit of our entire region.

NOW, THEREFORE, BE IT

RESOLVED, that Visit Buffalo Niagara (VBN), having served as Erie County's tourism promotion agency since 1974, is hereby re-designated as such for 2016-2017; and be it further

RESOLVED, that this Honorable Body does hereby request that Visit Buffalo Niagara submit the appropriate application to the New York State Department of Economic Development for state matching funds to assist VBN to finance its tourism marketing, media relations and advertising campaigns as set outlined in the New York State tourism Promotion Act; and be it further

RESOLVED, that officials of Visit Buffalo Niagara are hereby requested to appear at a future meeting of the Legislature's Community Enrichment Committee to discuss the status of the aforementioned state matching fund grants and other matters relating to the promotion of tourist visitation in Erie County and the Buffalo Niagara Region; and be it further

RESOLVED, that certified copies of this resolution be sent to the Commissioner of the New York State Department of Economic Development, 30 South Pearl St., Albany, NY 12245; Patrick Kaler and Karen Fashana of Visit Buffalo Niagara, 403 Main St., Suite 630, Buffalo, NY 14203; the tourism committees of both the New York State Assembly and Senate; County Executive Mark C. Poloncarz; Thomas R. Hersey Jr., Commissioner of the Department of Environment & Planning, and all other deemed necessary and proper.

MR. LORIGO moved to approve the item. MR. RATH seconded.

CARRIED. UNANIMOUSLY.

Item 40 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 20-4 from LEGISLATOR BURKE. Re: NYS Commission of Correction's Report Regarding EC Holding Center

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 41 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 20E-17 from LEGISLATOR MILLER-WILLIAMS. Re: Letter to ECC President Regarding Report Concerning ECC's Relationship with Middle Early College High School

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

Item 42 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 20E-18 from CHAIR MILLS. Re: Appointment of Members to Finance & Management/Budget Committee

Received, filed and printed.

October 18, 2016

Karen M. McCarthy, Clerk
Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, New York 14202

Dear Ms. McCarthy:

Please be advised that pursuant to the provisions of the 2016 Rules of Order for the Erie County Legislature §3.02, I hereby appoint Legislator Lynne M. Dixon and Legislator Patrick B. Burke to serve as members of the Finance and Management/Budget Committee.

Sincerely,
JOHN J. MILLS
John J. Mills
Chair of the Erie County Legislature

Item 43 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 20E-19 from the COMPTROLLER. Re: Risk Retention Report for Sept. 2016

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 44 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 20E-20 from the SHERIFF. Re: Heliport Lease

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 45 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 20D-7 from the MEDICAID INSPECTOR GENERAL. Re: Follow-up Information Regarding Completed Audits of Medicaid Vendors and Statistics

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE SHERIFF

Item 46 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 253

RE: Acceptance of Child Car Seat Donation
from Delta-Sonic Carwash Systems
(COMM. 20E-1)

WHEREAS, the Erie County Sheriff's Office has trained and certified child car seat technicians who perform hundreds of child car seat inspections each year; and

WHEREAS, at inspection events throughout the county, Sheriff's technicians discover faulty and damaged car seats; and

WHEREAS, Sheriff's technicians will replace the seats, at no charge to the parents or grandparents, with new seats provided by New York State STOP DWI; and

WHEREAS, Delta-Sonic Car Was Systems, Inc. (Delta Sonic) is willing to supplement the Erie County Sheriff's inventory of new car seats with the generous donation of twenty (20) new car seats to be used at car seat inspection events; and

WHEREAS, the estimated value of this donation is \$3,000.00.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office is hereby authorized to accept a donation of twenty (20) child car seats from Delta Sonic with an estimated value of \$3,000.00; and be it further

RESOLVED, that the Clerk of the Legislature send certified copies to the Purchasing Department, the County Executive, the County Attorney's Office, and the Chief of Administration of the Sheriff Office for implementation.

Item 47 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 254

RE: Millings for Heliport
(COMM. 20E-2)

WHEREAS, the Erie County Sheriff's Office operates one of the most identifiable piece of law enforcement equipment in the area; and

WHEREAS, Air-1 is a regional asset which assists various County departments, local law enforcement agencies, and municipalities throughout Western New York; and

WHEREAS, it is vital to the operation of Erie County Sheriff's Aviation Unit members to have safe access and parking at the heliport when called out for a mission; and

WHEREAS, W.J. Milligan Trust, the landlord of Evans Airways, has been maintained the driveway and parking lot through the past five years with minimal material; and

WHEREAS, the landlord needs to make improvements and repairs to the driveway and parking lot at the heliport; and

WHEREAS, the Erie County Sheriff's Office is the only leasee at Evans Airways and therefore the cause of the wear and tear to the driveway and parking lots; and

WHEREAS, as part of the authorized lease, the County of Erie is required to deliver excess millings to allow the landlord to repair and maintain the driveway and the parking lot at the landlords expense; and

WHEREAS, the Department of Public Works - Division of Highways has an abundance of millings at the Hamburg District; and

WHEREAS, the Department of Public Works would deliver no more than five truck loads to the heliport and unload on the property at a location chosen by the landlord.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Department of Public Works - Division of Highway is hereby authorized to deliver an amount not to exceed five (5) truckloads of excess millings from the Hamburg District facility; and be it further

RESOLVED, that the Erie County Department of Public Works is only authorized to deliver the authorized amount to Evans Airways located at 7941 Versailles Plank, Angola, New York;

RESOLVED, that the landlord and operator of Evans Airways, M.J. Milligan Trust, accepts all responsibility of storing and spreading the material at the heliport without assistance or equipment from county owned machinery, and be it further

RESOLVED, that the Clerk of the Legislature send certified copies to the County Executive, The Department of Public Works - Division of Highway, the County Attorney's Office, and the Chief of Administration of the Sheriff Office for implementation.

FROM CHAIR MILLS

Item 48 – (COMM. 20E-3) Budget Hearing and Meeting Schedule for the Proposed Erie County 2017 Budget

Received, filed and printed.

October 17, 2016

Karen M. McCarthy, Clerk
Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, New York 14202

Dear Ms. McCarthy:

Attached please find the budget hearing and meeting schedule for the 2017 Tentative Erie County Budget, to be conducted by the Legislature's Finance & Management/Budget Committee on November 1, 2, and 3, 2016.

Also included on this schedule are the dates for the Legislative Public Hearing on the Tentative Budget, and the date scheduled for the Annual Budget Meeting for a vote of the full Legislature.

Please place these dates on the calendar of the Legislature and make the appropriate notifications.

Thank you for your assistance with this matter.

Sincerely,
JOHN J. MILLS
John J. Mills
Chair of the Erie County Legislature

2017 PROPOSED ERIE COUNTY BUDGET-MEETING AND HEARING SCHEDULE

Erie County Legislature Finance & Management/Budget Committee

All meetings will be held in the Legislative Chambers, 92 Franklin Street, 4th Floor, City of Buffalo

TUESDAY

NOVEMBER 1

9:15	9:30	Finance & Management/Budget Committee No. 1
9:30	10:45	Budget Presentation Robert Keating, Director Budget & Management
10:45	11:15	Comptroller
11:15	11:45	County Executive
11:45	12:15	Personnel and Labor Relations
1:15	1:45	Budget & Management
1:45	2:15	Buffalo & Erie County Public Library
2:15	2:30	Division of Purchase
2:30	3:30	Mental Health
3:30	4:00	Environment & Planning

WEDNESDAY

NOVEMBER 2

9:15	9:45	Board of Elections
9:45	10:15	County Clerk
10:15	10:45	County Attorney
10:45	11:15	Emergency Services
11:15	11:45	District Attorney
11:45	12:15	Probation
1:15	1:45	Central Police Services
1:45	2:15	Information and Support Services
2:15	2:45	Parks, Recreation and Forestry
2:45	3:15	Senior Services
3:15	3:45	Health/Emergency Medical Services

THURSDAY

NOVEMBER 3

9:30		Majority Caucus Meeting
10:00	10:30	Office of the Sheriff
10:30	11:00	Social Services and Youth Services

11:00 11:30 Department of Public Works
11:30 Call Backs
2:00 Legislative Session

MONDAY
NOVEMBER 21

6:00 Public Hearing - Proposed 2017 EC Budget

TUESDAY
DECEMBER 6

2:00 Annual Budget Meeting

FROM THE COUNTY EXECUTIVE

Item 49 – (COMM. 20E-4) Authorization of Request for Proposals for ECC Workforce Development Training Providers

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

Item 50 – (COMM. 20E-5) Bridge Steel & Deck Repairs - Increase of Project Funding and Award - Various Towns

Item 51 – (COMM. 20E-6) Bridge Deck Stealing - Project Funding Increase - Various Towns

Item 52 – (COMM. 20E-7) WNY Sustainable Business Roundtable (Oct. 1, 2016 - Dec. 31, 2018)

The above three items were received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 53 – (COMM. 20E-8) Department of Environment & Planning - Closure of Petty Cash Accounts

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COMPTROLLER

Item 54 – (COMM. 20E-9) Report on 2017 Revenue and Expense Projections

Received and referred to the FINANCE & MANAGEMENT/BUDGET COMMITTEE.

Item 55 – (COMM. 20E-10) Performance Audit of the Erie County Veterans Service Agency for Year 2015

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR LORIGO

Item 56 – (COMM. 20E-11) Letter to Commissioner of Emergency Services Regarding Testing Accommodations for Persons with Disabilities

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR LOUGHRAN

Item 57 – (COMM. 20E-12) Letter to Comptroller Requesting Analysis of Leasing Space for Social Services Offices

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 58 – (COMM. 20E-13) Proposed Erie County 2017 Budget

Received and referred to the FINANCE & MANAGEMENT/BUDGET COMMITTEE.

FROM LEGISLATOR MORTON

Item 59 – (COMM. 20E-14) Letter to Chair of the Legislature Regarding Proposal for Evening Public Hearings

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 60 – (COMM. 20E-15) Department of Senior Services - Age Friendly Inclusive Planning Grant Establishment

Item 61 – (COMM. 20E-16) Crisis Services Addictions Hotline Report

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE CLERK OF THE LEGISLATURE

Item 62 – (COMM. 20D-1) NYS DEC Documents Received

Received and filed.

FROM THE COMMISSIONER, DEPARTMENT OF ENVIRONMENT & PLANNING

Item 63 – (COMM. 20D-2) Letter to Chair of the Legislature Regarding an Appointment to the EC Agriculture & Farmland Protection Board

Received and filed.

FROM THE COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES

Item 64 – (COMM. 20D-3) Letter to Comptroller Regarding Request for Analysis of Leasing Space for Social Services Offices

Received and filed.

FROM THE DEPARTMENT OF BUDGET & MANAGEMENT

Item 65 – (COMM. 20D-4) Budget Monitoring Report for Period Ending August 2016

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 66 – (COMM. 20D-5) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES

Item 67 – (COMM. 20D-6) Letter Regarding CPS Caseloads and Staffing

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE BUFFALO & EC PUBLIC LIBRARY

Item 68 – (COMM. 20M-1) Oct. 20, 2016 Board of Trustees Agenda

Received and filed.

FROM THE DEPARTMENT OF PUBLIC SERVICE

Item 69 – (COMM. 20M-2) Notice of Public Hearings Regarding National Fuel Gas Distribution Corp's Gas Delivery Rates

Received and filed.

FROM THE LEGAL AID BUREAU OF BUFFALO INC

Item 70 – (COMM. 20M-3) Sept. 22, 2016 Board of Directors Meeting Minutes

Received and filed.

FROM THE NFTA

Item 71 – (COMM. 20M-4) Aug. 25, 2016 Board Minutes

Received and filed.

ANNOUNCEMENTS

Item 72 – CHAIR MILLS announced a public hearing is scheduled for October 26, 2016, 1:30 p.m. at the legislature chambers, regarding proposed increase and improvement of facilities of Erie County Sewer District No. 4.

Item 73 – CHAIR MILLS announced a public hearing is scheduled for October 26, 2016, 1:45 p.m. at the legislature chambers, regarding proposed increase and improvement of facilities of Erie County Sewer District No. 6.

Item 74 – CHAIR MILLS announced a meeting of the EC Citizens' Budget Review Commission is scheduled for October 27, 2016, 8:45 a.m. at the legislature.

Item 75 – CHAIR MILLS announced the committee schedule for October 27, 2016 has been distributed.

Item 76 – CHAIR MILLS announced the Finance & Management/Budget Committee Meeting No. 1 is scheduled for November 1, 2016, 9:15 a.m.

Item 77 – CHAIR MILLS announced the 2017 Budget Hearings are scheduled for November 1 thru November 3, 2016, and the schedule has been distributed.

Item 78 – CHAIR MILLS announced the next regularly scheduled legislative session is November 3, 2016.

MEMORIAL RESOLUTIONS

Item 79 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of George C. Bean and Kelly Maurer.

Item 80 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Chesley "Archie" O'Bryan and Francis "Frank" O'Neil.

Item 81 – Legislator Loughran requested that when the Legislature adjourns, it do so in memory of Kevin T. McCarthy and Ronald Spadone.

Item 82 – Legislator Miller-Williams requested that when the Legislature adjourns, it do so in memory of Cornelius Julian Johnson and Lawrence Owens.

Item 83 – Legislator Morton requested that when the Legislature adjourns, it do so in memory of Mavis R. Goldsmith and Pauline R. Hostetler.

Item 84 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of William M. Dilleuth and David S. Tiftickjian.

ADJOURNMENT

Item 85 - At this time, there being no further business to transact, CHAIR MILLS announced that the Chair would entertain a Motion to Adjourn.

MR. LORIGO moved that the Legislature adjourn until Thursday, November 3, 2016 at 2:00 p.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, November 3, 2016 at 2:00 p.m. Eastern Standard Time.

**KAREN M. McCARTHY
CLERK OF THE LEGISLATURE**